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OFFICE OF PETITIONS

In re Application of
Alt et al.
Application No. 10/714,678
Filed: November 14, 2003
Attorney Docket No. 032301.354

DECISION ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed May 9, 2005, to revive the above-identified application.

The petition is **granted**.

This application became abandoned for failure to properly and timely reply to the final Office Action mailed on October 12, 2004, which set a three (3) month shortened statutory period for reply. Petitioners did not obtain any timely and proper extensions of time for reply. Accordingly, the application became abandoned on January 13, 2005. A Notice of Abandonment was mailed on May 18, 2005.

Although petitioners filed a timely response on January 18, 2005 (certificate of mailing dated January 12, 2005), it did not *prima facie* place the application in condition for allowance. **The Notice of Appeal filed May 9, 2005, has been entered and made of record. Accordingly, the two (2) month period for filing the Appeal Brief, in triplicate, accompanied by the requisite fee, runs from the date of this decision.**

This matter is being referred to Technology Center Art Unit 1754.

Telephone inquiries should be directed to the undersigned at (571) 272-3211.

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